

1 Laurence D. King (SBN 206423)
Linda M. Fong (SBN 124232)
2 KAPLAN FOX & KILSHEIMER LLP
350 Sansome Street, Suite 400
3 San Francisco, CA 94104
Telephone: 415-772-4700
4 Facsimile: 415-772-4707
Email: king@kaplanfox.com
5 lfong@kaplanfox.com

6 *Attorneys for Plaintiff Debra F. Charles*

7 [Additional counsel listed on signature block]
8
9

10 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

11 _____
12 DEBRA F. CHARLES, individually and on)
behalf of all others similarly situated,)

13 Plaintiff,)
14)

15 vs.)

16 GRANT EVANS, JAMES E. OUSLEY,)
STEVEN HUMPHREYS, JAMES W.)
17 FRANKOLA, ROBERT J. BRANDEWIE,)
DAVID B. WRIGHT, BRAD BOSTON,)
18 ACTIVIDENTITY CORP., ASSA ABLOY)
INC. AND FITAQUISITION, INC.,)

19 Defendants.)
20)
21)
22)
23)
24)
25)
26)
27)
28)

Case No.: CV 10-5322-JCS_____

CLASS ACTION

**NOTICE OF VOLUNTARY DISMISSAL
WITHOUT PREJUDICE**

1 NOTICE IS HEREBY GIVEN that pursuant to Federal Rule of Civil Procedure 41(a),
2 Plaintiff Debra F. Charles voluntarily dismisses without prejudice the above-entitled action against
3 Defendants Grant Evans, James E. Ousley, Steven Humphreys, James W. Frankola, Robert J.
4 Brandewie, David B. Wright, Brad Boston, ActivIdentity Corp., Assa Abloy Inc. and
5 FitAcquisition, Inc. (collectively "Defendants"). This notice of dismissal is being filed with the
6 Court before service by Defendants of either an answer or a motion for summary judgment.

7 DATED: March 2, 2011

Respectfully submitted,

8
9 KAPLAN FOX & KILSHEIMER LLP

10 By: /s/Linda M. Fong

11 Laurence D. King (SBN 206423)
12 Linda M. Fong (SBN 124232)
13 350 Sansome Street, Suite 400
14 San Francisco, CA 94104
15 Telephone: 415-772-4700
16 Facsimile: 415-772-4707
17 lking@kaplanfox.com
18 lfong@kaplanfox.com

19 Joshua M. Lifshitz
20 Peter D. Bull
21 BULL & LIFSHITZ, LLP
22 18 East 41st Street
23 New York, NY 10017
24 Telephone: (212) 213-6222
25 Facsimile: (212) 213-9405
26 counsel@nyclasslaw.com

27 *Attorneys for Plaintiff Debra F. Charles*
28

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8

$$\begin{matrix} 2 \\ 3 \\ 4 \end{matrix}$$

6

8

9
0
1
$$\mathcal{L}$$

- 4
-
- 5

6

/

8
9

20

9

4

25
26
27
28